

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Application of: | Gosselin <i>et al.</i> | Confirmation No.: | 1728 |
| Application No.: | 10/022,276 | Art Unit: | 1623 |
| Filed: | December 14, 2001 | | |
| Patent No.: | 6,569,837 | Examiner: | Crane, Lawrence E |
| Issued: | May 27, 2003 | | |
| For: | β -L-2'-DEOXY PYRIMIDINE NUCLEOSIDES FOR THE TREATMENT OF HEPATITIS B | Attorney Docket No.: | 11874-030-999 |

**ELECTION OF APPLICATION FOR EXTENSION OF PATENT TERM
UNDER 35 U.S.C. §156 AND PURSUANT TO 37 C.F.R. § 1.785(b)**

Mail Stop Hatch-Waxman PTE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

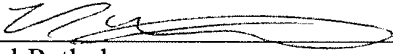
Sir:

This response is submitted in reply to the Notice of Final Determination and Requirement for Election, mailed March 20, 2009 for which a response is due on April 20, 2009. Thus, this response is timely filed. Pursuant to 37 C.F.R. § 1.785(b), Patentee hereby elects the Patent Term Extension in U.S. Patent No. 6,569,837, *i.e.* the above-referenced patent.

No fee is believed to be due in connection with this submission. However, if any fee is required, please change the amount of any such fee to Jones Day Deposit Account No. 50-3013.

Respectfully submitted,

Date: April 17, 2009


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